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MONDAY, NOVEMBER 15, 2004

Court ruling favors county

Concert-venue battle continues

By Amaya Wiegert
Daily Staff Writer

Though a judge agreed with Santa Clara County that San Jose inappropriately interfered when it filed one of its lawsuits against the county, the battle between the city and the county over who builds a concert venue is not yet over.

"We're excited the judge seems to agree," said Martin Dodd, special assistant county counsel for Santa Clara County, referring to how San Mateo County Superior Court Judge Beth Labson Freeman agreed on Nov. 5 that San Jose's lawsuit to try and stop the county from procuring bond financing for a concert hall was an improper interference.

"This lawsuit the city brought was in reaction and retaliation for our having sought out that bonding," Dodd said.

Dodd said the city's filing of the lawsuit was improper because of anti-SLAPP laws, which are designed to protect public entities from being sued for free speech activities protected by the First Amendment of the U.S. Constitution. He said it was also improper because it appears the lawsuit was filed for anti-competitive purposes.

The judge said there were two claims involved in the lawsuit and that one had to do more with an agreement between the city and the county from 2001, Dodd said. He said the judge did agree with the county with regard to the city getting an injunction against the bonding.

The agreement between the city and the county has to do with various land-use issues, Dodd said.

"The key provision we think is applicable says the land-use provisions of the agreement do not apply to county-

see CONCERT, page 4

BOISE STATE
UNIVERSITY
56

AGONY!

SAN JOSE STATE
UNIVERSITY
49



Cara Bowyer / Daily Staff

San Jose State University Quarterback Adam Tafaalis reacts to the 56-49 loss to Boise State University on Saturday at Spartan Stadium. The game went into double overtime for the second time in school history.

Quarter	1	2	3	4	OT	2OT	Final
Boise State	7	21	14	0	7	7	56
San Jose	14	7	14	7	7	0	49

Spartans lose to ranked Broncos in double overtime

By Kenneth Seli
Daily Staff Writer

The win was in the Spartans' hands. All that was needed was a kick through the uprights of the south end zone from their clutch kicker Jeff Carr to give San Jose State University the leverage it needed to pull one of the biggest upsets of the year.

The kick came off of Carr's foot with 1:07 left in regulation, and had

a chance of breaking the 49-49 tie between the teams with little time for the Boise State University football team to respond.

In a game with more plot twists and lead changes than a weekday soap opera, it shocked the Spartans to see Carr's kick get blocked by the Broncos.

"(I thought it was) guaranteed," said Spartan quarterback Adam Tafaalis. "Jeff Carr is a great kicker. I have more confidence in him than

any other kicker in the country."

For a team racked with penalty problems and turnover woes, little regarded SJSU as a game contender against the offensive juggernaut Boise State, which barely managed to retain the nation's longest winning streak at 20 games when the dust of Saturday's game settled.

Few believed the Spartans would not trip over themselves on national television in the earliest NCAA Division I-A start for a major confer-

ence game.

As a result, the crowd, including a few who joined the SJSU mascot, Sparty, in wearing pajamas and bathrobes, received an early bird special eye-opener when the game went into the first overtime situation in Spartan Stadium history.

The Boise State faithful, who occupied their own section of the stadium clad with bright glowing orange,

see BOISE, page 3

Admired poet to visit campus

By Kevin Yuen
Daily Staff Writer

With a 50-plus-year career and close to 20 books of poetry under his belt, it is easy to label W.S. Merwin as accomplished. Some, though, might go so far as calling him divine.

"I know people don't like false idols and things like that," said Alan Soldofsky, professor of English and comparative literature. "But to the people in the poetry culture, he's kind of a god."

And if not a deity, at least a deitylike figure.

"If he were a rock star, he would be Paul McCartney," Soldofsky said.

Merwin, however, begs to differ. "I don't really believe it, to tell you the truth," he said. "A lot of people, particularly in America, read very little poetry — and that's too bad."

Merwin, a 77-year-old writer of both poetry and prose, is scheduled to appear on campus at 7:30 p.m. today at the Dr. Martin Luther King Jr. Joint Library in meeting rooms 225 to 229, and at noon tomorrow at the Engineering building auditorium.

Soldofsky, who at one time team-taught with Merwin, stressed his importance to the world of poetry.

"Other than the fact that he is one of the most dominant and significant presences in poetry since 1950," Soldofsky said, "he's also probably the most influential poet in America."

Soldofsky has been reading Merwin since the '60s and said it was the themes he discussed that made him a hero to many college students.

"He wrote about politics and the damages of the capitalist industry, he was socially conscious," he said. "His writings are based on deep moral themes."

A longtime conservationist, Merwin's themes include the irresponsible

see MERWIN, page 8

Recycling program fuels campus cleanup drive

By Anna Molin
Daily Staff Writer

San Jose State University joins other educational and environmental groups nationwide today to promote America Recycles Day, an annual campaign designed to spread awareness about the benefits of recycling.

For the second year in a row, the Campus Recycling Program in Facilities Development and Operations has distributed flyers to inform departments about the campuswide cleanup drive scheduled this week.

As of Wednesday, the program had received nearly 100 requests and expected that number to grow to about the same as last year, when it processed around 250 requests, said Rajesh Lathigara, facilities service coordinator for Facilities Development and Operations.

"Our deadline was Nov. 8, but people still call us," he said. "We try to be as accommodating as possible."

Although the department seeks to respond to all requests, larger orders won't be picked up until the current demands have been processed in roughly two or three weeks, Lathigara said.

"We are talking about piles and piles of material. You cannot really visualize it if you talk cubic yards," he said.

This year, various campus offices have requested pickups of furniture, television and computer monitors, cartridges, printers, papers, cardboard, rollout carpets and metal and wood items, Lathigara said.

Ginny Smith, information technology consultant in the geology department, said she sub-

see RECYCLING, page 4

Ambulance response time on par

SJSU student waits for nine minutes

By Yasuyo Nagata
Daily Staff Writer

After people called 911 to help a student who had a known health condition during an afternoon class last Monday, the instructor and classmates were worried about the individual, but also irritated to have to wait for a while for an ambulance to come.

After Joe Jolly, a junior photojournalism major, came back from lunch, he felt something wrong, and he started sweating during the class.

Officers from the University Police Department and the San Jose Fire Department arrived at Dwight Bentel Hall quickly, however, there was no ambulance.

Even after the fire department officers called an ambulance, Jolly said, "University police and my instructor said 'Where is the ambulance?' 'What is the response time?' It seems it's taking too long."

Jolly said he often sees an ambulance stopped in front of Pizza My Heart on San Carlos, therefore, he wondered why it took longer than he

expected.

Even though it seemed the ambulance took a while to get Jolly, Marcie Morrow, a public information officer for American Medical Response in San Jose, said, "The ambulance arrived in nine minutes."

In Santa Clara County, the ambulance should arrive within 12 minutes for any occasions, Morrow said.

On the other hand, the San Jose Fire Department officers arrived at San Jose State University within five minutes, Morrow said.

"Our goal is eight minutes to get there after we receive a call," said Capt. Allison Cabral, a public information officer for the San Jose Fire Department.

The medical officers driving the ambulance were following the rules, Morrow said. Depending on what codes the officers receive, they sometimes drive without sirens and lights and follow traffic rules, Morrow said. On the other hand, when people are in critical conditions, the officers drive with sirens and lights.

After the fire department officers

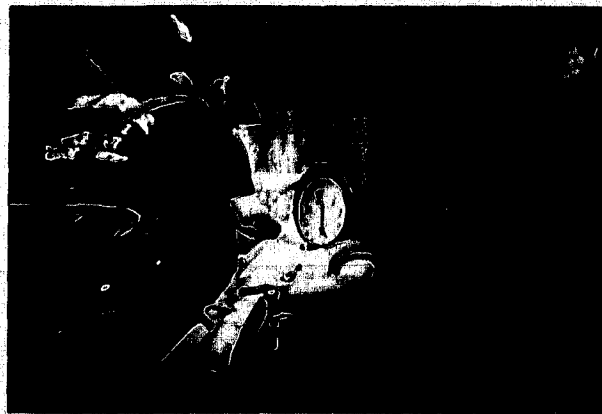


Photo Illustration by Eliza Gutierrez / Daily Staff

checked Jolly's condition, he probably wasn't diagnosed as being in critical condition, therefore, the ambulance took longer than people thought it should, Cabral said.

"Somebody might be in a more serious situation, and the ambulance has to go there first," Cabral said.

As a result, Jolly was diagnosed as

having a violent infection, he said.

While Jolly was waiting for the ambulance, he kept hearing from the receiver of the fire department officers that the ambulance had already arrived.

The ambulance stayed in front of

see AMBULANCE, page 8

BRUTALLY HONEST

'Tis the season to beware of early holiday shoppers

When the last of the Jack-O-Lanterns were stomped on, and the rest of the Halloween candy was liquidated, I knew it would come.

Like a swift robber, it lingered and appeared out of thin air.

This taker of money I'm referring to is the holiday season. It's here and it's not going anywhere for the next couple of months.

In a literal sense, the holiday season is supposed to be a joyful time, with snowmen, candy canes, reindeer and other symbols of winter bliss.

When one looks past all the fabricated glee, and looks a little deeper, it's pure hell.

The holiday season is really about (over)spending, shopping and lots of waiting — in long lines.

Such was evident in a trip to the mall this past weekend.

From the outside, the mall is filled with Christmas cheer, with bright lights and a "winter wonderland" pathway leading to the entrance.

The Christmas jingles played throughout the mall, as high schoolers roamed past me in same-sex groups.

As I entered, I saw the man they call Santa Claus sitting on a chair with a \$20 price tag to take photos with him. I didn't expect to see Santa there.

Maybe 15 years ago (OK, five) I would have jumped for joy, but now my first reaction was, "What the hell is he doing here?"

There was no one in the line to see ol' St. Nick.

No one was even interested in him — little kids were more intrigued by the toy store nearby.

The man in the red suit didn't exactly scream out authenticity, as he was a bit thinner than what one expects of the jolly old fellow.

His assistant, who was around my age, looked for possible plays to sit on the old man's lap to garner some cash for the mall.

No dice.

Kris Kringle seemed to be a little premature in his arrival to rake in some dough for the holiday season.

How long had he been there? August?



KEN LOTICH

Now, "traditionally," the holiday shopping season begins for most on the day after Thanksgiving, where suburban upper middle-class parents go ape-crazy to get their kids the coolest toys for Christmas.

It's almost guaranteed we'll see a handful of lawsuits involving some form of shopping battery. Chances are at least one will involve some soccer mom from the Midwest who will say someone assaulted her as she was trying to grab the last "Incredibles" doll.

All of this is just silliness. Is there a reason why, on a night in November, people fill a mall like it's Disneyland?

How many of these people already have their Christmas trees up?

People in the mall would talk about picking up gifts for friends and family, despite probably having some credit cards maxed out and bank accounts drained.

It's safe to assume these people will return to the mall in a few days to buy more stuff.

While all of this goes on, people still forget why they are buying all of this loot.

The message of Christmas has been lost for years now. Instead of being a celebration of the birth of Christ, it has become a commercialized holiday, like St. Valentine's Day and Halloween, which have no real purpose other than a time for retailers to cash in.

It's sad and unfortunate, but it's the world we live in. So ready or not, the shopping race has started folks, so take this as your warning before entering a place of business.

I guess the 29-day period this year between Thanksgiving and Christmas is not enough time for some of us.

So buy early to avoid the mammoth-sized crowds.

Or just shop online.

Ken Lotich is the Spartan Daily managing editor. "Brutally Honest" appears every Monday.

SPARTA GUIDE

Sparta Guide is provided free of charge to students, faculty and staff members. The deadline for entries is noon three working days before the desired publication date. Entry forms are available in the Spartan Daily office in Dwight Bentel Hall, room 209. Entries can also be e-mailed to spartandaily@casa.sjsu.edu titled "Sparta Guide." Space restrictions may require editing of submissions. Entries are printed in the order in which they are received.

TODAY

School of Art and Design

An art exhibition featuring student galleries will take place from 10 a.m. to 4 p.m. in the Art building. For more information, call the gallery office at 924-4330.

Catholic Campus Ministry

Daily Mass will take place at 12:10 p.m. in the Catholic Campus Ministry Chapel. For more information, call Father Mike Carson at 938-1610.

Counseling Services

An anger management group will meet from 3:30 p.m. to 5 p.m. in the Administration building, room 201. For more information, call 924-5910.

Hip-Hop Congress

The Definitions Awareness Festival will take place from noon to 4 p.m. in the University room in the Student Union. For more information, call Wes Kuruhara at 859-6479.

Human Performance Marketing Forum

Guest speakers from the San Francisco 49ers, Golden State Warriors and San Jose SaberCats will take part in a forum in the Umunhum room in the Student Union. Refreshments will be served at 6:30 p.m. and the forum will begin at 7 p.m. It is open to anyone interested in sports marketing. For more information, call 272-1278.

A.S. Child Development Center

An online silent auction will be taking place until Nov. 30 at http://www.as.sjsu.edu/childcare/silent_auction.jsp. Items include tickets to Disneyland, Great America and other entertainment events.

TUESDAY

Tau Delta Phi

A bake sale will be held from 9 a.m. to 5 p.m. in front of the Student Union. For more information, call Mai at 921-1290.

School of Art and Design

An art exhibition featuring student galleries will take place from 10 a.m. to 4 p.m. in the Art building. The "Tuesday Night Lecture Series" will take place from 5 p.m. to 6 p.m. in the Art building, room 133. An art reception for student galleries will take place in the Art building. For more information, call the gallery office at 924-4330.

Catholic Campus Ministry

Daily Mass will take place at 12:10 p.m. "Faith Formation" will take place from 5:45 p.m. to 6:45 p.m. Both events will take place at the Catholic Campus Ministry. For more information, call Father Mike Carson at 938-1610.

School of Music

"The Listening Hour" concert series with a Student Composers Concert will take place from 12:30 p.m. to 1:20 p.m. in the Music building Concert Hall. For more information, call the music office at 924-4673.

Phi Alpha Theta History Honors Society

A meeting will take place at 3:30 p.m. in Dudley Moorhead Hall, room 134. Non-history majors are welcome. "The Legal Professional and You" featur-

ing Judge Mark Thomas will take place at 4 p.m. in Dudley Moorhead Hall, room 160. For more information, call Paul at 247-8973.

Nigerian Student Association

A general meeting will take place at 6 p.m. in the Costanoan room in the Student Union. For more information, call 439-4607.

Victory Campus Ministries

"The Source" will take place at 7 p.m. in Boccardo Business Complex, room 123. Learn about the amazing destiny God has for your life. For more information, call Marla at (510) 368-8239.

Women's Resource Center

An informational meeting for "SJSU V. Day 2005" will take place at 7 p.m. in the Montalvo room in the Student Union. The meeting will be for "The Vagina Monologues" performers. For more information, call 924-6500.

WEDNESDAY

Art History Association

A meeting to discuss Art History Day on Friday will take place at 11:45 a.m. in the Art building, room 329. For more information, call (831) 469-0332.

Hope Christian Fellowship

A Bible study will take place from noon to 1 p.m. in the Pacifica room in the Student Union. The reliability and relevance of the Bible will be discussed. For more information, call Pastor Brad Abley at 225-4574.

Catholic Campus Ministry

Daily Mass will take place at 12:10 p.m. in the Catholic Campus Ministry Chapel. A candlelight worship will take place from 7 p.m. to 7:45 p.m. in the Spartan Memorial. The "Bible and You" will take place from 7 p.m. to 8 p.m. at the ministry. For more information, call Sister Marcia Krause at 938-1610.

Counseling Services

An Asian, Asian American and Pacific Islander discussion series will take place from 3 p.m. to 4:30 p.m. in the Mosaic Cross Cultural Center in the Student Union. A social skills group will take place from 3:30 p.m. to 5 p.m. in Counseling Services. For more information, call 924-5910.

Career Center

A job search club will meet from 3:30 p.m. to 5 p.m. in Building F. For more information, call 924-6031.

Asian American Christian Fellowship

A meeting will take place at 6:30 p.m. in the Pacifica room in the Student Union.

SJSpirit

A Christian prayer service will take place at 7 p.m. in the Spartan Memorial. For more information, call Chaplain Roger at 605-1687.

Youth for Christ

A general meeting will take place at 7:30 p.m. in the Costanoan room in the Student Union. For more information, call 431-2659.

ANOTHER SHADE OF GRAY

Scott Peterson verdict is a political tool for pro-lifers

Time stood still for a moment on Friday afternoon as people, swarming outside the courthouse in Redwood City, huddling together in the community of Modesto and glued to televisions across the nation, anxiously awaited the reading of the verdict in the Scott Peterson trial.

After nearly two years of investigations, press conferences and dead-end theories, Peterson was found guilty on counts of first- and second-degree murder for the deaths of his wife, Laci, and unborn son, Connor.

While this decision will no doubt have intense effects on the already devastated emotions of all parties connected to this tragedy, there is a political aspect of this case that has the potential to touch all Americans.

The Unborn Victims of Violence Act, which creates a penalty for anyone convicted of harming a fetus during the commission of certain federal crimes, was passed in the House of Representatives in 2001, but not even considered by the Senate.

Yet, the same bill, reintroduced in 2003 under the heartstring-tugging title "Laci and Connor's Law," was quickly ushered through Congress and signed into law by President George W. Bush last April.

Many pro-choice activists and organizations opposed the law because its language establishes a "child in utero" as a person, and sets a dangerous legal precedent that could undermine the Supreme Court's ruling in *Roe v. Wade*.

Proponents of the legislation denied accusations of a hidden motive, and pointed to segments of the bill that explicitly excluded cases of consensual abortion — but despite their claims, several factors prove that protection of pregnant women and justice for grieving families were not their central concerns.

Sen. Diane Feinstein and Rep. Zoe Lofgren of California sponsored a "single-victim substitute" proposal that would have made it a separate criminal offense to harm a pregnant woman, incurring the same penalties as under the Unborn Victims of Violence Act, only without using language that would establish the fetus as a separate victim.

The campaign for Laci and Connor's Law, spearheaded by the notoriously anti-choice National Right to Life Committee, was unwilling to concede the key wording, and the alternate bill was shut down.

Even as the bill was signed, President Bush made the broad statement that "the death of an innocent unborn child" should be treated as "a crime in itself," and used his favorite oversimplified catchphrase, "a culture of life," to describe the aims of

the legislation.

Having personally felt the anguish of families that lose an expected child, I can empathize with the need to have that grief and loss validated. And while I can only begin to imagine how those feelings would be multiplied if the loss were deliberately caused by someone else's malice, I do not believe that the ends justify the means.

A single conviction of first-degree murder would have been enough to put Scott Peterson in prison for the rest of his life or face the death penalty. Adding the charge of second-degree murder will not make or break his sentencing, nor will it make the loss suffered by his and Laci's families any less real.

Sharon Rocha, Laci's mother, was one of the strongest supporters of the Unborn Victims of Violence Act, and may or may not have been concerned with its potential effects on abortion. While she might have accomplished more by lending her voice and support to legislation such as the Local Law Enforcement Enhancement Act, which ultimately succeeded in extending the term "hate crime" to cover those targeting people based on gender and thus, responds to the larger issues of domestic abuse and violence against pregnant women, at least her motives were true to her heart.

Some politicians, on the other hand, have obviously and despicably exploited her tragedy and that of others like her, to promote their sneaky, backdoor agenda.

Sadly, this is just a taste of the many threats to reproductive freedom to come now that we have been disgraced by another four years under the Bush administration.

Whether through sex education policies, parental consent laws or appointments to the Supreme Court, President Bush has made it frighteningly clear that he will seize every possible opportunity to restrict and dismantle reproductive freedoms. It is how we choose to respond to these threats that will make a difference.

Millions of American women and men have vowed never to go back to the days of fatal back-alley abortions, and are not going to relinquish that promise because of a loss in this election.

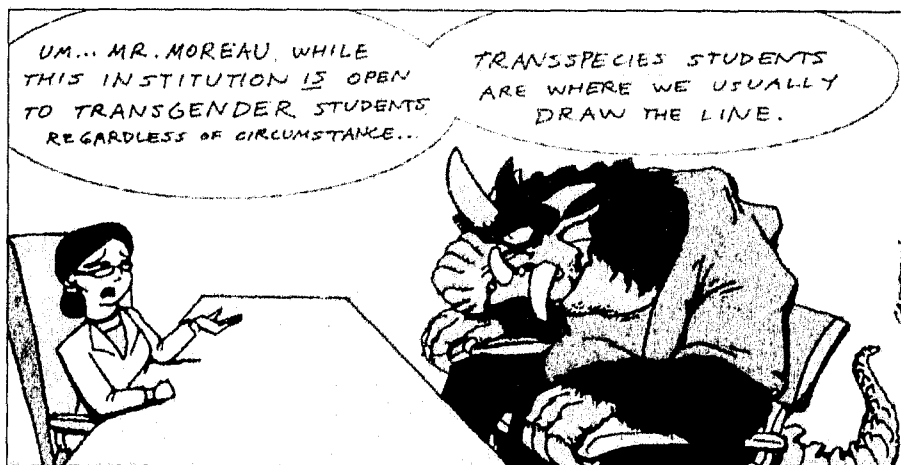
Regardless of whether you have ever been faced with an unwanted pregnancy, or whether you have ever had sex — the right to choose is one that you enjoy without ever needing to exercise, and one that you should vigilantly defend.

Carly Roden is a Spartan Daily copy editor. "Another Shade of Gray" appears every other Monday.



CARLY RODEN

CREEP ON CAMPUS AIDAN CASSERLY



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Only letters between 200 to 400 words will be considered for publication.

Submissions become property of the Spartan Daily and may be edited for clarity, grammar, libel and length. Submissions must contain the author's name, address, phone number, signature and major.

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SJSU falls in overtime battle with No. 10 Boise State

*Broncos escape
Spartan Stadium
with winning
streak intact*

By Kenneth Sell
Daily Staff Writer

The No. 10-ranked Boise State University football team left Spartan Stadium with one of the biggest scares to its perfect season as the Spartans held their own straight into a double-overtime loss on Saturday.

The San Jose State University team, which dropped to 2-6 overall, 1-5 in the Western Athletic Conference, held the score close in a 56-49 double-overtime loss.

In overtime play, the teams continued shifting momentum in a footrace between tailback Lance Martin, who rushed 16 yards for the first overtime touchdown, and Boise State rushers who pushed the ball through for two consecutive touchdowns.

After Boise State scored its second overtime touchdown to break the 49-49 overtime tie, Spartan quarterback Adam Tafaalis was stopped five yards short on a fourth-down rush.

"We tried to trick them with a fake option," Tafaalis said. "I thought I could get past their guys, but there were two (defensive players) waiting for me."

SJSU pushed through the WAC's top-ranked rush defense on the legs of Martin for the final touchdown of the game with 4:42 left in regulation, tying the game at 42-42.

Spartan head coach Fitz Hill said his decision to run the clock out for an overtime face-off against the Broncos proved costly.

"I'm kicking myself (for) not going for two," Hill said about electing to kick a point after their last touchdown. "I (didn't want) the game to be decided on one point."

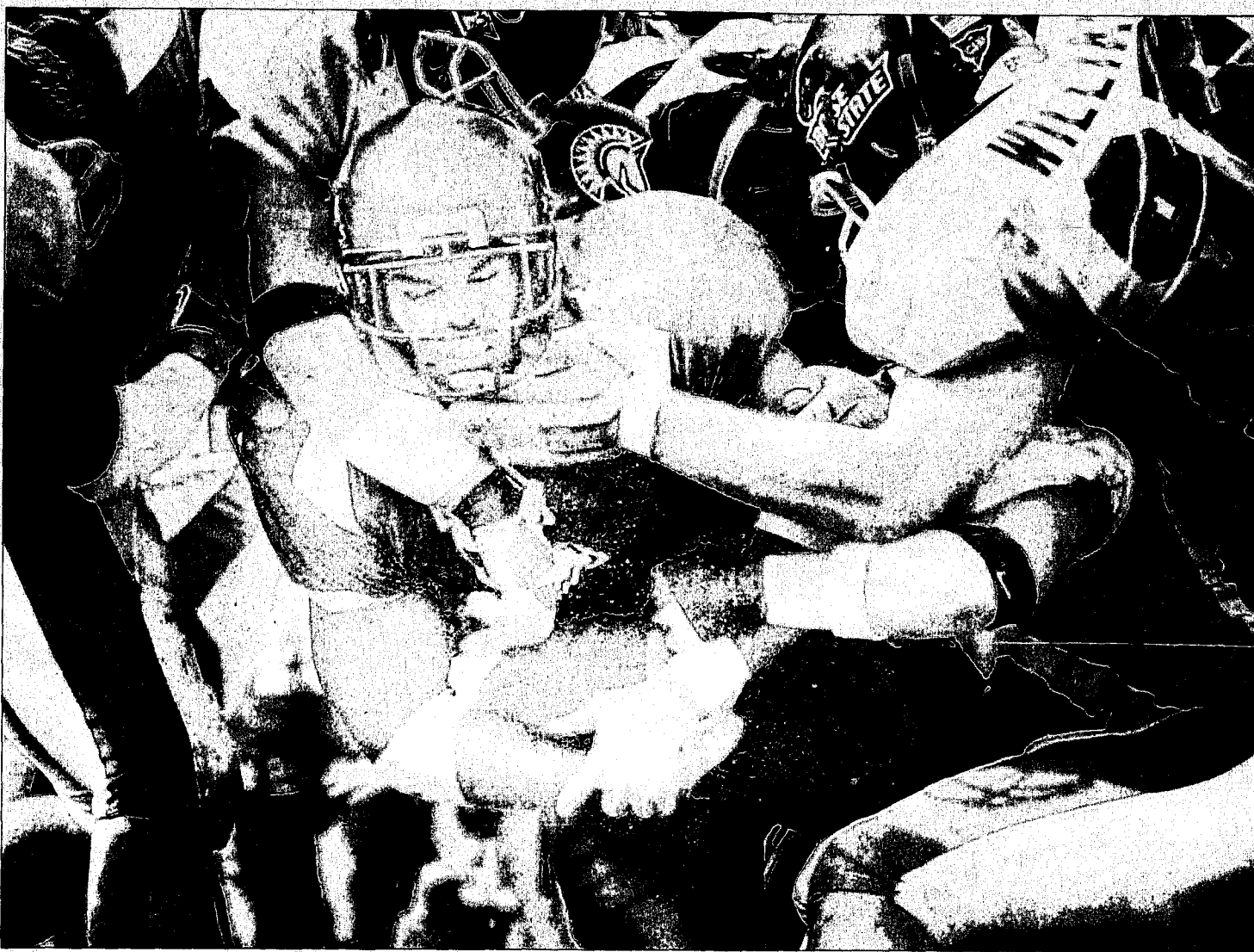
After the Spartan defense held the No. 1 offense in the WAC scoreless in the fourth quarter, Martin continued his assault on the defense rushing for 40 yards, helping to bring the Spartans deep into Bronco territory for a field goal attempt.

Kicker Jeff Carr, who had made the last 10 of his 13 field goal attempts, had his kick blocked with 1:07 left in regulation.

"You just hear that sound you don't want to hear," said Carr about his kick. "I felt good going in, but leaving (the ball) probably came off my foot low."

SJSU showed it could more than hold its own by shocking the Boise State defense by ending the first quarter with a 14-7 lead — the first time the Spartans had lead the Broncos since Boise State joined the WAC in 2001.

Quarterback Dale Rogers attacked the



Jason Fithian / Daily Staff

San Jose State University tailback Lance Martin is tackled by Boise State University players during the Spartans' 56-49 double-overtime loss to the Broncos on Saturday at Spartan Stadium. Martin scored two touchdowns and rushed for 114 yards against the No. 10 Broncos.

Broncos with a 69-yard pass to tailback Tyson Thompson, which was followed by a 79-yard strike from Tafaalis to wide receiver Rufus Skillern.

Skillern lead all receivers with 167 yards, with passes from both Tafaalis and Rogers, attacking the Boise State pass defense ranked dead last in the conference.

"Being a wide receiver, we want the ball thrown up," Skillern said. "We need the chance."

Throughout the first half, the Spartans and the Broncos jockeyed for a breakaway lead as the three Spartan touchdowns of the half were all answered by Boise State.

SJSU gave up a lead to Boise State 16 seconds before the end of the first half.

The Broncos claimed a lead after a Martin fumble deep within Spartan territory turned into a short Boise State drive for its second touchdown in the last minute of the half.

Martin said Hill still had confidence in him

to be the leading rusher for the Spartan offense in the second half.

"Coach Hill had said to keep my head up," Martin said. "The coaches believed in me. (I was) going to make (the Bronco rush defense) feel me."

The second half featured the teams trading touchdown streaks with the Spartans scoring the first of two touchdowns on a rush by holder Beau Pierce on a fake field goal.

Boise State answered with two touchdowns

of its own, taking more than five minutes off the third quarter with the second touchdown coming off a Rogers' pick.

The defense came up big in the fourth quarter, holding the WAC's premier offense scoreless.

Hope for the upset was dashed as Boise State running back Jon Helmandollar rushed for the final double-overtime touchdown, winning the game for the Broncos and retaining a perfect record at 9-0 overall, 6-0 in the WAC.

BOISE | 'The game was ours to win.'

continued from page 1

breathed a sigh of relief as Tafaalis got stopped five yards short of a touchdown, ending the game in double overtime with the unlikely score of 56-49.

Offensive players knelt on the field with their eyes closed, their faces pointing toward the sky, while Tafaalis hunched over with the top of his head pushing against the stadium turf, short of the end zone.

"All the losses are tough," said cornerback Jerrell Hardy, who had a first-quarter interception. "The game was ours to win. This game was a little harder than the rest."

Not much was expected from the 2-7 Spartans, who obtained more than one Western Athletic Conference win in six tries.

SJSU, who came into the game as a 33-point underdog, has been regarded as a perpetual underdog for the last few seasons.

The last meeting between the teams featured a landslide 77-14 victory of the Broncos over the Spartans.

Spartan head coach Fitz Hill said the Spartans played with the fire of a team that is continually looked down upon.

"I felt a sense of purpose in them that I haven't felt all year long," Hill said. "They are tired about being (negatively) talked about."

SJSU came out swinging, landing aerial touchdowns by quarterbacks Dale Rogers and Tafaalis in the first quarter, much to the delight of the Spartan fans who yelled chants of "over-rated" at the Boise State squad onto the field.

This would not be an isolated flash of brilliance as the Spartans have displayed all season, but rather a complete game of offensive proliferation.

The Spartans, led by tailback Lance Martin, rushed 179 yards on 58 carries against the No. 1 WAC rush defense.

While exploiting the rush defense, SJSU constantly attacked Boise State in its pass defense that is ranked last in the WAC, with 288 yards passing, which was 88 yards better than Boise State was able to produce.

SJSU's defense and special teams came up with their own big plays, including an interception by Hardy that transformed into a Spartan drive for a touchdown, a blocked punt by safety Bobby Godinez and a touchdown run from kick snapper Beau Pierce off a fake field goal.

Despite racking up a fifth consecutive loss, wide receiver Rufus Skillern said the Spartans proved on national television that the team could contend with the best.

In the SportsCenter telecast on Saturday, the majority of the plays featured Spartans scoring all over the Boise State defense complete with the heading "Still Perfect... Still Alive."

"We can hang (with the best)," Skillern said. "We're not pushovers."

With a renewed support for the Spartan football program, according to an interview with SJSU interim President Don Kassing in a recent San Jose Mercury News article, Hill said the team has its best days ahead of it.

"I think the program took a step (forward) today," Hill said. "I'm extremely proud of this football team for overcoming all the obstacles."

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International Week promotes education, awareness

By Nami Yasue
Daily Staff Writer

International Week gives students opportunities to learn about foreign countries and to communicate with international students.

During this week, the international programs and services at San Jose State University will host some events on campus.

Helen Stevens, director of the international programs, said International Education Week is celebrated across the United States from Nov. 15 to Nov. 19.

International programs and services host two International Weeks a year in April and November. The one in April is when the independent events are held at SJSU, and the one in November is associated with the national celebration, Stevens said.

International Education Week is the national observance of the week, set in corroboration with the U.S. Department of Education and the U.S. Department of State to promote and to celebrate multiculturalism and international education.

International Education Week was first established in 2000 during the Clinton administration. During the week, university campuses and foreign embassies are encouraged to hold activities that are associated with international education and diversity.

SJSU celebrates its own International Week and has done so every year since the week was established in 2000, Stevens said.

Events will be held for three days from Wednesday to Friday at SJSU.

On Wednesday, a reception will be held from 3:30 p.m. to 5 p.m. in room 285 in the Engineering building for invited international students who are with sponsored scholarships such as the Fulbright scholarship or through particular exchange programs.

In the reception, the students will be introduced and honored, and share their experiences with refreshments, Stevens said.

On Thursday from 11 a.m. to 1 p.m., Global Student Network, a student organization that is comprised of students who are interested in the study abroad program, alumni who experienced the study abroad program and international exchange students, will offer a barbecue at Paseo de Cesar Chavez.

On Friday from noon to 2 p.m., the International House will host the International IQ Quiz in the Umuunum room in the Student Union.

The International IQ Quiz is a trivia-type game for teams of four to eight students competing for prizes, and the event was developed by residents of the International House, Stevens said.

Leann Cherkasky Makhni, director of the International House, said she first proposed the idea of the International IQ Quiz because she thought the competition is a fun way to educate students about foreign countries. Then, the residents of the International House developed the quizzes for the event, she said.

Because more Americans began to recognize the careers which require foreign language skills or knowledge about countries and cultures overseas, more American students at SJSU are interested in visiting or living in the International House, Makhni said.

She added that some American students who plan to join the study abroad program visit or live in the International House to prepare for their foreign experiences.

There are currently about 70 students in the International House, and five of them are Americans, she said.

Sarah Rowland, a senior public relations major and an exchange student from the Queensland University of Technology in Australia, organized the International IQ Quiz event.

Rowland, who is also a resident of the International House, said International Week celebrates the diversity in SJSU and the contribution of international students to the university environment.

Rowland and other residents of the International House came up with fun and knowledgeable questions about foreign countries such as flag quizzes, she said.

"It is challenging," Rowland said. "It's not going to be an easy event."

Also, an Indonesian dance will be performed by students in the International House during the event, she said.

Rowland, who will be at SJSU only for one semester as an exchange student, is trying to involve more international activities to make her experiences valuable, she said.

Just sitting with people around the world gives her opportunities to learn about different perspectives, and it is fascinating, she said.

"When we live with 70 other people, we learn a lot in any environment," Rowland said. "But, when we live with 70 other people from all over the world, we learn even more."

Rowland said she hopes American and international students will break barriers through the quiz, and breaking barriers is the central purpose of International Week.

Stevens said there are international programs and services, the study abroad program, the International House and currently about 1,400 international students in SJSU.

"We would like very much for U.S. students to know that we are here," Stevens said.

"When we live with 70 other people, we learn a lot in any environment."

Sarah Rowland,
student

En garde ...



Amanda Brittingham / Daily Staff

Paul Byennan practices tai-chi, a Chinese martial art, on Saturday afternoon in front of the dorms on Seventh Street at San Jose State University.

CONCERT | City will appeal decision on anti-SLAPP laws

continued from page 1

owned land or facilities," said Dodd, adding that the fairground, where the county plans to build the hall, is clearly a county-owned facility.

"The city doesn't have any business trying to regulate that under the agreement," Dodd said.

City Attorney Rick Doyle said the city interpreted the agreement, which goes back to the early '80s, to require situations where there is a nongovernmental purpose to a project for the county to come to the city for approval.

"They never did that," Doyle said.

Dodd, special assistant county counsel, said there is another motion pending on Thursday in which the judge's interpretation of the agreement between the city and the county is extremely relevant.

The city will appeal the judge's decision regarding the county's anti-SLAPP law-

suits with regard to bond financing, Doyle said.

"What the judge didn't understand is the county board of supervisors and the board of the county financing authority who issued the bonds are one and the same," Doyle said. "The court is saying we're preventing the board from talking to themselves."

Scott Knies, executive director of the San Jose Downtown Association, which filed a lawsuit against the county with regard to the California Environmental Quality Act and a common-law waste claim, said he finds the county's reaction to the judge's agreement hypocritical.

"They said it was no big deal when their lawsuits failed," Knies said, referring to when a San Jose court found against the county's anti-SLAPP argument in the Downtown Association on Oct. 19.

"They were delighted when it did well on the exact same approach," he said.

The Downtown Association says the en-

vironmental report is out of date and needs to be addressed for the fairgrounds theater proposal, Knies said. He added that the common-law waste claim against the county states that its financing authority acted as an instrumentality of county government, and therefore was required to follow public bidding, public bonding and all of the public laws associated with the project.

The county did not publicly bid, he said.

Knies said the city will go to court sometime in January for the environmental quality act and will go to court maybe as early as February on the common-law waste claim.

The city will file a motion seeking attorney fees from the city in the near future, said Dodd, the special assistant county counsel for Santa Clara County. He said the county didn't know for sure yet how much the costs, which were paid for in taxpayer money, would be.

"I would imagine it could be at least \$50,000, and it might be more," Dodd said.

RECYCLING | 'I think it is very important to be able to reuse items rather than remanufacturing new items.'

continued from page 1

mitted a request for pickup of various computer equipment.

"These are very old pieces of equipment that aren't useful for the campus anymore," Smith said. "I think it is very important to be able to reuse items rather than remanufacturing new items."

Albert Law, a junior justice studies major and a student assistant in the recycling department, said the accelerated effort prompted the recycling staff to begin collecting the recyclables three weeks ahead of the official date.

Joseph Becker, a professor in the physics department, said the recycling department picked up an old file cabinet, which he had wanted to recycle for six years, ahead of schedule.

"It was left (in my office) by the guy who was here before me," Becker said.

He said he thinks the recycling campaign is useful because it jogs people's memories.

"It reminds people to get rid of junk that has been laying around for a long time," Becker said. "And it is possible that other people on campus might be able to reuse this stuff."

Yet, not all requests can be accom-

modated at once.

"We have 30,000 students, 2,800 faculty and staff ... 52 buildings (and) 24 city blocks ... (there are) massive amounts of material going in and out of this area," Lathigara said.

"There is no way we can do everything in one day with the crew and the resources we have. With the help of the six-member recycling crew, it takes us three weeks to respond to these pickup requests as part of America Recycles Day," Lathigara said.

The six employees consist of three full-time warehouse workers, who manage heavier equipment and large

quantities of office appliances with the help of trucks and forklifts, two student assistants, who handle lighter items that can fit into the campus electric cars, and Lathigara, who supervises the campaign.

Different categories of recyclables are treated differently, Lathigara said.

"Obviously, you cannot put everything in one box and recycle everything," he said. "You need to sort it out."

For example, electronic waste, which can contain toxic substances such as LED, is treated separately from solid waste.

"If you put a monitor or a TV in a landfill, eventually down the road, the LED will leak into the underground water, which in turn affects the drinking water supply," Lathigara said.

He said SJSU uses many different recycling vendors, each of which focuses on a particular type of material.

One of them is WeyerHaeuser, a leading recycling company for paper products.

Law, who has worked with recycling for about a year, said campus recycling is performed regularly, but has received a boost because of last year and this year's recycling drives.

"(Last year) was a success, because then (this year) the computer pickup requests kept on coming," Law said.

Samson Kong, a junior justice studies major and a student assistant in the recycling department, said although recycling is "a lot of work," it is worth the effort.

"After four days, I'm seeing stockpiles of resources that we could recycle and if we hadn't done this day, people would probably just throw them into the dumpster," said Kong, who started working for department last week.

"There is a crazy amount of material," Kong said.

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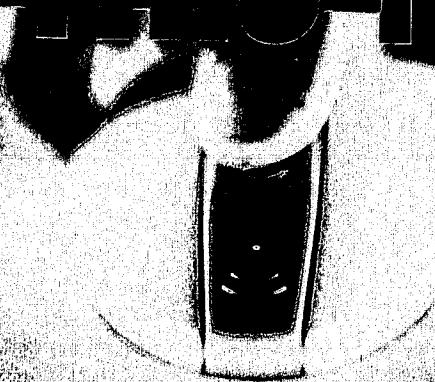
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Calendar

Music

Social Distortion will perform with others at 8 p.m. tonight and Tuesday at The Warfield in San Francisco. Tickets are \$25 and are available by calling Ticketmaster at 998-TIXS.

Performing Arts

Picnic will run from Saturday through Sunday at the Lucie Stern Theater in Palo Alto. Tickets range from \$18 to \$29 and are available by calling the theater at (650) 329-0891.

Art

American Values, an exhibit featuring SJSU artists, will run from Tuesday through Thursday at Gallery 3 in the Art building on campus.

Comedy

Pharaoh, an SJSU alumnus-turned-comedian, will perform Thursday through Saturday at the Avalon Nightclub in Santa Clara. Discount student tickets are available in the Student Life Center on campus. For more information, call 241-0777.

Film

The San Jose Jewish Film Festival will continue its run until Sunday at Camera 12 Cinemas. For more information, call 874-5907.

The 8th International Latino Film Festival will come to theaters in San Jose from Thursday to Sunday. For more information, call (415) 453-3769.

Student art exhibit explores values



Consumerism, militarism addressed in post-election art

By Ruth C. Wamuyu
Daily Staff Writer

During the recent elections, "American values" were mentioned often. Now, a Museum and Gallery Operations class is seeking to interpret just what those American values are.

REVIEW

"Because this Fall we were in the middle of the election campaign," said Jo Farb Hernandez, director of the Thompson Gallery, "the issues about American values and moral values were being tossed in the media all the time, so the class thought it would be appropriate to examine that theme as the focus for their exhibition."

Whether that interpretation succeeds will depend on whether the public understands what the artists are trying to portray. But some of the images will not need an interpretation.

For example, Kristoff Kamrath has a piece in the exhibit, "American Uber Alles," that is similar to World War II Nazi-propaganda posters. A man with a striking similarity to President Bush replaces Hitler in the poster, and instead of a swastika has the American flag on his arm band.

The work depicts the American value of militarism and draws a paral-

lel between the current American-led world order to that of the Nazis, according to the artist's statement.

While comparing Bush to Hitler or the current government to the Nazis may be too harsh even for the radical left, this artist has looked at America after Sept. 11 and recognized the militarism that led to the Iraq war, according to the artist's statement.

Sexuality as an American value is explored in terms of women and their continuing struggle for equality. Roseanne Reynolds' "Hot Piece" shows a young woman, clad only in her undergarments, turning away from her father's gaze. Though women in the United States have certainly gained a lot of ground since the 1800s, women in today's world are still shackled by pre-written scripts, according to the panel statement.

Laura Graeter Snable deals with overindulgence in her piece, "Up or Down Mom?" The piece depicts the consumption of junk food. While images of obesity may have faded from the news when the election campaigns heated up, America is facing obesity-related diseases partly because of super-sized food portions, and Snable uses junk food to portray consumerism as an American value, according to the artist's statement.

But consumerism is not just about food, and Erin Goodwin-Guerre portrays the consumption of low-wage labor in the piece, "Clever Aliens Without Visas."

Kathy Cambiano's photograph of her father is meant to depict the opportunities that draw immigrants to the United States. Their dreams and aspirations have come to be collectively known as the "American Dream," a concept as vague as "American values" and which lends itself to numerous interpretations but that is usually what makes art so interesting to many people.

"Everybody brings to a work of art their own experience, their own knowledge and their own expectation,"

gallery director Hernandez said.

An examination of American values would be incomplete without exploring freedom. While it would have been interesting to see different interpretations of freedom, the exhibit showcases a painting by Trinh T. Mai, "For All the Blessings." Mai's painting is an expression of gratitude for the freedoms the country has given her, according to the artist's statement.

Because merely looking at the art may not communicate the artists' interpretations, the class asked the artists to put together statements of intent.

"To give the public a clue, we have asked each artist to give a statement about what they were trying to say with the piece," Hernandez said. "So we will try to interpret those statements in light of the broader theme and then we will leave it open for individual audience response."

An exhibition depicting the Argentinean "dirty war" will open at the same time; perhaps a subtle reminder of what can go wrong if a country loses sight of its values.

The exhibition will showcase pieces illustrating the Argentinean war in the late '70s and early '80s during which 30,000 people disappeared while in government custody, Hernandez said.

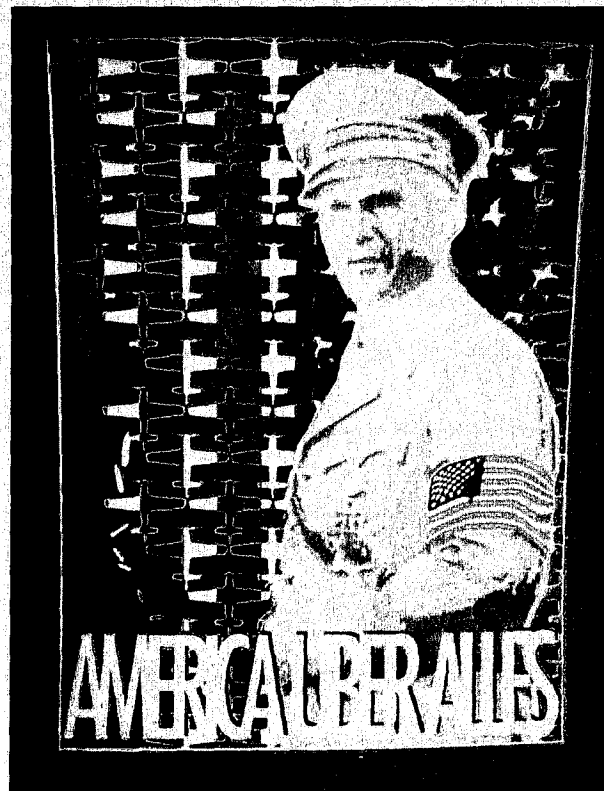
"That radically changed the national consciousness of the people from Argentina," Hernandez said. "Here we have not had that kind of strong, in-your-face example of political im-

proprieties, but nevertheless, there have been a lot of concerns about our political process and the way things are done here and where the country is going. Are the values that we say we have the values we are expressing on a day-to-day basis?"

The class will host the exhibition from Tuesday through Thursday at the SJSU School of Art and Design — Art building Gallery 3 — with a reception on Tuesday at 6 p.m. The Argentinean exhibition will open concurrently at the Thompson Gallery in the same building, but ends on Wednesday.

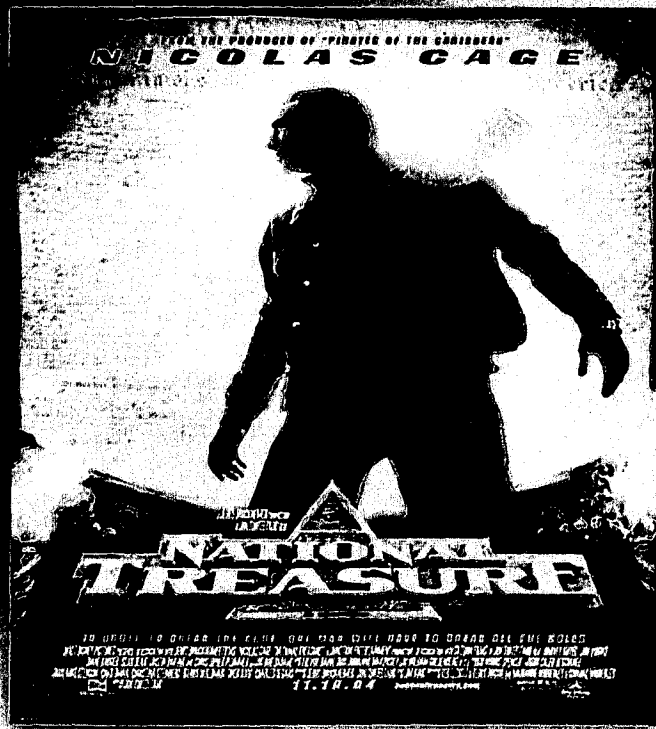
Art Building
Gallery 3 hours

Tuesdays: 11 a.m. to 4 p.m.,
6 p.m. to 7:30 p.m.
Wednesdays and Thursdays:
11 a.m. to 4 p.m.



Photos courtesy of Jo Farb Hernandez

Pieces in the post-election "American Values" art exhibit in Gallery 3 in the Art building deal with different issues facing Americans. All of the works are made by students and the exhibit runs from Tuesday to Thursday.

YOU AND A GUEST ARE INVITED TO
A SPECIAL ADVANCED SCREENING

90.5 KISS

DATE: WEDNESDAY, NOVEMBER 17TH
TIME: 7:30PM
LOCATION: CAMERA 12 CINEMAS
TICKETS AVAILABLE AT: KSJS STUDIO RM 132
HUGH GILLIS HALL

Theater is overbooked to ensure capacity. **ARRIVE EARLY.** Seating is on a first come, first seated basis. **PASSES DO NOT** guarantee admission and passes must be surrendered upon demand. No one will be admitted without a ticket or after the screening begins. Issuer reserves the right to refuse, revoke or limit admission in its sole discretion at any time. Admission constitutes consent for the issuer to photograph and record bearer, and to use the likeness of bearer for any purpose without payment.

NO RECORDING

This screening will be monitored for unauthorized recording. By attending, you agree not to bring any recording device into the theatre and you consent to physical search of your belongings and person for recording devices. If you attempt to enter with a recording device, you will be denied admission. If you attempt to use a recording device, you consent to your immediate removal from the theatre and forfeiture of the device and its contents. Unauthorized recording will be reported to law enforcement and may subject you to criminal and civil liability.

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CA007

Remix album shines new light on Depeche Mode songs

By Anna Molin
Daily Staff Writer

The remix collection of Depeche Mode's greatest songs presents enough musical diversity to suit anyone's appetite at some point.

REVIEW

Depeche Mode is one of those bands that is not afraid to make changes and experiment with or allow others to experiment with its music, and it shows.

Recognized for their own willingness to rework their songs, the band members — Andy Fletcher, Dave Gahan, Martin Gore, Vince Clark, Alan Wilder — repeatedly permit others to take their songs to new levels.

"Remixes 81.04," the single-disc version of the band's two recently released remix compact discs, shows how far the band's music can be stretched, from its original British synth pop to modern rock, progressive house and funky ambient and electronic beats.

The CD features 12 of the band's greatest tracks, all of which have been reworked by a vast variety of artists, such as the Beatmasters, Underworld, Air, Kruder, Dorfmeister, Renegade Soundwave and Linkin Park's Mike Shinoda.

Seeing as the remixes cover songs from 1981 to 2004, fans hear a wide array of musical styles, from the funky, disco-pop "Just Can't Get Enough (Schizo Mix)" by Depeche Mode and Daniel Miller from '81 to the smashing, modern-rock power-punch packed by Shinoda on "Enjoy the Silence (Reinterpreted Mix)" from '04.

For the most part, the producers have extracted the core of each song and turned it into their own versions without losing the songs' original appeals.

For example, the Depeche Mode and Dave Bascombe remix of "Never Let Me Down Again (Split Mix)" starts off the CD with a nine-and-

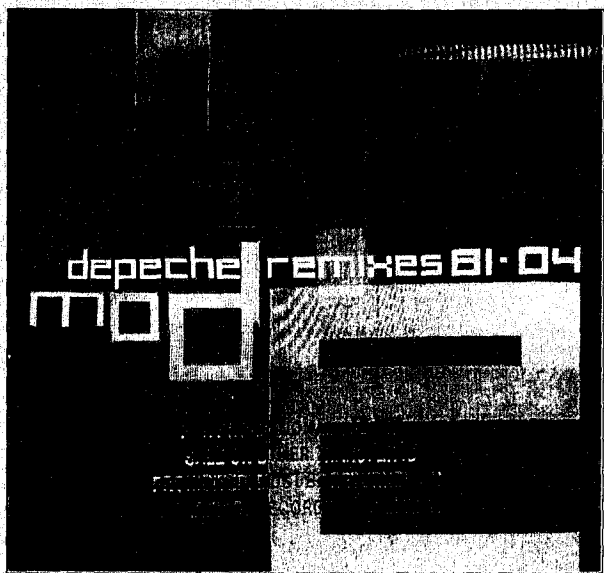


Photo courtesy of Reprise Records

a-half minute, dramatically extended version of the original song. The producers went all out on this one, combining a powerful orchestra rendition with digital filters and echo effects.

Both "Personal Jesus (Pump Mix)" and "Barrel of a Gun (Underworld Hard Mix)" have been reworked with harder, more rhythmic drum beats, but whereas the latter succeeds in transforming the original into a hard-thumping, progressive-house mix, "Personal Jesus" falls flat against the real thing.

The Beatmasters' house version of "Route 66 (Beatmasters Mix)" takes listeners on a strange, unappealing journey of country and pop infused with house breaks.

Fortunately, other tracks, such as "I Feel You (Renegade Soundwave Afghan Sugary Mix)" by Renegade Soundwave and "Halo (Goldfrapp Remix)" by Goldfrapp, bring about an edgier music experience.

While "I Feel You" uses a bass

house rant to blow off some steam, "Halo" dives into the soothing depth of vocal echoes and ambience.

Last but not least, Shinoda has worked his Linkin Park rock muscle on "Enjoy the Silence," where he injects a dose of modern-rock to fashion what might be the album's most unusual, yet innovative, remixed song.

In short, "Remixes 81.04" is probably one of the better remix CDs this year, but it is still only another compilation album consisting of reworked songs.

Nonetheless, if you are going to buy a remix CD this year, this one could serve as a particularly well-qualified candidate.

"Remixes 81.04"

Artist: Depeche Mode and others

Label: Reprise Records

Running Time: 78 min., 53 sec.

Soundtrack, characters hard to endure in unconvincing, twisted love film

Different breeds of love flow through 'Enduring Love'

By Ling-Mei Wong
Daily Staff Writer

Love gets beaten to death in "Enduring Love." Good luck enduring this film.

In the film, someone ends up dying for love, and without giving anything away, two characters are bloodied for it.

REVIEW

There's passionate love, platonic love and plain crazy-psychotic love throughout the film. "Enduring Love" explores the different forms of love much like the marathon film "Love Actually," except it's much less warm and fuzzy.

The movie opens with a couple, Joe (Daniel Craig) and Claire (Samantha Morton), enjoying a romantic picnic in the English countryside. Joe is about to propose to Claire when a hot-air balloon crashes. A young boy is trapped inside with his grandfather trying to get him out.

It's a fantastic scene that borders on dreamlike. Suspension of belief becomes essential for the movie's plot to be convincing for viewers.

The surreal plot is effective in spurts, but drags when trying to develop the characters. Long tracking shots of the characters get old after staring at them for the eighth time.

The characters first cross paths when Joe and three other men try to rescue the trapped boy and a tragic freak accident kills one of them.

Joe goes back to his life, trying to understand what the man died for. He becomes obsessed with whether he could have prevented the death, filling his office with diagrams of balloons.

While chasing a balloon with a hair dryer, Joe receives a random call from Jed (Rhys Ifans), a fellow rescuer.

The way Craig plays Joe can be unconvincing at first, watching a rather stolid college professor suddenly pondering issues like life and fate. Craig does redeem himself toward the end of the film, with a nerve-jangling performance that's one of the highlights of a movie that's too long.

His character meets Jed, who insists, "Something has passed between us." Jed declares his undying love to Joe and calls him pet names such as "Joe Joe."

While Ifans plays a very creepy Jed, he comes across corny at times.

When he interacts with Joe, he whimpers things such as, "Don't you love me?" less than convincingly.

Love is not the feeling in the heart of the viewer. It's more like revulsion.

Jed stalks Joe to his home, workplace and a bookstore he frequents. He gets on Joe's nerves so much that Joe's relationship with his girlfriend begins to suffer.

Jed gets on the viewers' nerves too.

Another annoyance is the soundtrack. The timing is rotten, as it gets too strong at nonemotional parts of the movie and sounds like it's building up to an important event. Instead, mundane things happen, such as the characters going to sleep. The music goes off when it's needed, leaving an awful silence. The soundtrack does kick in and get irritating at the climax of the conflict in the movie, the face-off between Claire and Jed who are fighting for Joe's love.

The soundtrack is to be endured along with the rest of the movie. Craig, Morton and Ifans each give decent performances of their quests for love. Yet the inexplicable plot of a balloon dropping out of the sky and pretty much ruining their lives is just too silly of a premise for the film.

While each of the characters have their own idiosyncrasies, which are overly explained in long camera shots, it's hard to feel anything stronger than pity for them.

Unless you love overly analytical movies, skip "Enduring Love."

"Another annoyance is the soundtrack. The timing is rotten, as it gets too strong at nonemotional parts of the movie and sounds like it's building up to an important event. Instead, mundane things happen, such as the characters going to sleep."

"Enduring Love"

Director: Roger Michell
Cast: Daniel Craig, Rhys Ifans, Samantha Morton
Production Company: Paramount Classics
Running Time: 100 min.

SPONGE MEETS WORLD

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PG PARENTAL GUIDANCE SUGGESTED
SOME MATERIAL MAY NOT BE SUITABLE FOR CHILDREN
SOME MILD CRUDE HUMOR

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SpongeBobMovie.com

ONLY IN THEATRES NOVEMBER 19



ABOVE: Nicole Bridgens, a student in Professor Fred Mathews' Choreography 1 class, performs as a butterfly in the Choreography 1 showing on Wednesday in room 219 in Spartan Complex. The assignment was to incorporate an animal into each students' choreography.

LEFT: Juliet Araujo performs as an emperor penguin in the showing on Wednesday.

BELOW: A barefoot Choreography 1 student relaxes after performing on Wednesday.



Channeling animal spirits

MERWIN | Has published nearly 20 books of poetry, won Pulitzer Prize

continued from page 1

treatment of the environment, the treatment of various species of animals and the treatment of indigenous people and their languages, Soldofsky said.

"The way he addresses his topics, the question he poses is 'How do we live in society today?'" said Pat O'Laughlin, a creative writing graduate student.

Soldofsky said that in the '60s Merwin tackled topics of war, civil rights and nuclear threat — things the average citizen was concerned with. Merwin was an early dissenting voice against the Vietnam War, a member of "Ban the Bombs" in the '50s and has been a speaker of indignation ever since.

"I think he was prepared and maybe expecting the earth to end, from nuclear war or other apocalyptic means," Soldofsky said. "But it didn't."

Merwin is not afraid to say that he is displeased with the current administration, either.

"I think (Bush's) policy on every single issue is disastrous," he said. "The things he is in favor of are things I have opposed all my life."

Merwin added that he is horrified with the state of the nation.

"The way his backers have turned the word 'liberal' into a dirty word is a terrible thing for this country," he said. "The people who put together the Declaration of Independence and the Constitution were liberals."

For a poet who began his career in the early '50s, Merwin has found a way to stay relevant in this day and age.

"He has few peers and no superiors," said Mitch Berman, director of the Center for Literary Arts, "... but unlike all his peers, he has remained a vibrant, active, productive writer even as he approaches 80 years old."

Besides his nearly 20 books of poetry, Merwin has also penned a handful of books of essays and translated close to 20 books of poetry in other languages. He has won numerous awards, including the Pulitzer Prize in poetry and, most recently, the Lannon Literary Award for Lifetime Achievement.

"What's amazing about Merwin is that he isn't just managing to write an occasional new poem, he's coming out with vital new books of essays and poetry," Berman said.

Soldofsky added that Merwin's work has improved with his age.

"He is 77 years old, and he has been at the height of his career in the last 20 to 30 years," he said. "He does not teach, like other poets."

Merwin, in fact, has never held a tenure in a teaching position. For his whole life he has been a professional poet.

"It's not easy to make a living as a writer of serious literature," said Berman, who used to live on the same floor of Merwin's apartment building in New York. "There are only a few people in the country who can do it without holding a day job. This has enabled him to maintain a fierce focus on his work."

Merwin credits his path to people he looked up to during his childhood.

"I've kind of scraped along for very little money for many years and that's all right," he said. "When I grew up, my heroes in the past were artists. They were poets, painters, com-

posers. When you looked at artists, you saw what they wanted to do. They didn't want to make a lot of money with it — they might've but it didn't start off like that."

Soldofsky said Merwin's freedom from the daily grind allows him to actually practice what he preaches.

"He's independent-minded and courageous," Soldofsky said. "He lives the way he thinks he should live. He learned how to live outside of money, cars and power."

Merwin lives in Hawaii, on the island of Maui, where he constructed a house that is self-sufficient and ecological.

"I wanted a house that really made as little impact on the surroundings as possible," Merwin said. "You can't see it until you are right on top of it. It is surrounded by trees. It has its own electricity and water supply. I've been planting palm trees around it, many of which are endangered species."

Whenever Merwin travels, he and his wife try to arrange a stop in the Bay Area, where his stepson and family live.

"We've loved the Bay Area for most of my life," he said. "We have many friends here. We love the attitude, the arts."

Merwin said that he hopes his poems speak to San Jose State University students' lives, even if they are studying his work instead of reading it for fun.

"I don't think of students as different from any other readers," he said. "... Read-

ing a poem is not like reading a newspaper. You don't read a poem for information, unless it's imaginative information. What's the difference between reading and studying? I know there's a difference, but isn't reading a part of studying?"

Merwin added that it was vital that students stress language in their lives.

"And this goes to all the students, the ones who may want to write and the ones who don't, but certainly the ones who read ... I think the most important thing they have is their attention," he said. "They should pay attention to themselves, to their language: the language around them, the language they read, the language they speak, whatever use they want to make out of it, that's of deeper and deeper use."

Merwin said it was this attention that would make students less superficial and discontented.

"If they pay attention, the more likely they will hear things more important of themselves and make decisions of their lives," he said. "I've seen so many people who don't do that and then they become 40, and they are doing things they don't want to do."

"I ask them at which point in their lives they made a decision to take them down that path, and they usually weren't paying attention to themselves. Attention itself is a very precious thing. That's the very thing to be alive."

Soldofsky said that Merwin's poetry is full of wisdom that is easy to read.

"People who aren't English majors can understand what he is talking about," he said. "There was a time when if you were a poet, you only talked with other poets. Merwin found a way to talk to the world."

Berman agreed. "In the end, he's writing for all of us," he said, "and his planet."

"The things (Bush) is in favor of are things I have opposed all my life."

W.S. Merwin

AMBULANCE |

continued from page 1

the campus police office, Jolly said. "It seemed like it took a long time to get over here to the building."

Jolly said he appreciated that the firefighters helped him until the ambulance came. "I think they did an outstanding job," he said.

In San Jose, there are 33 fire stations, therefore, Cabral said, if someone called 911, "98.99 percent of the fire department officers will come."

Jolly was taken to the San Jose Medical Center, which will close on Dec. 9. Jolly said he worries about what would happen if SJSU students had an emergency after the center closed.

When Spartan athletes get injured on SJSU sports fields, they are usually taken to the San Jose Medical Center, said Jeb Burns, a Spartan associate head athletic trainer.

"Usually, the ambulance gets here pretty quickly. The average is three to seven minutes," said Josh Stone, another Spartan associate head athletic trainer.

Stone said he hasn't seen a case that ambulance delays led to the Spartan athletes being put in worse situations.

However, after the center closes, Cabral said, "It may take longer for response from AMR, and (medical officers) have to transfer the patients further."

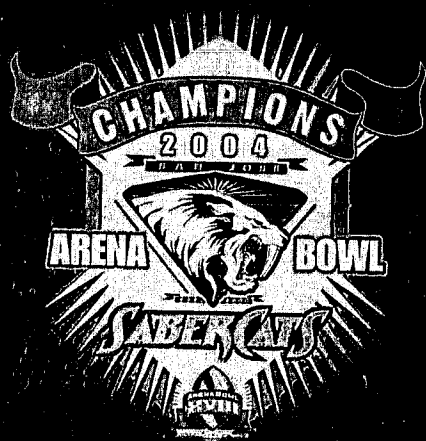
When the Spartans have games at SJSU, an ambulance waits for an emergency, Burns said.

In any case, if the ambulance arrives earlier, it's better, however, Stone said, "When people call 911, they have to give proper information such as where on campus, or what direction."

Otherwise, medical officers wouldn't know where to go, and it might take longer for them to get to the specific places, Stone said.

With the large amount of construction occurring at and near SJSU, Morrow said, "Driving in the downtown area is critical."

However, she said the medical officers always try to arrive as soon as possible to help victims.



2005 SAN JOSE SABERKITTEN TRYOUTS

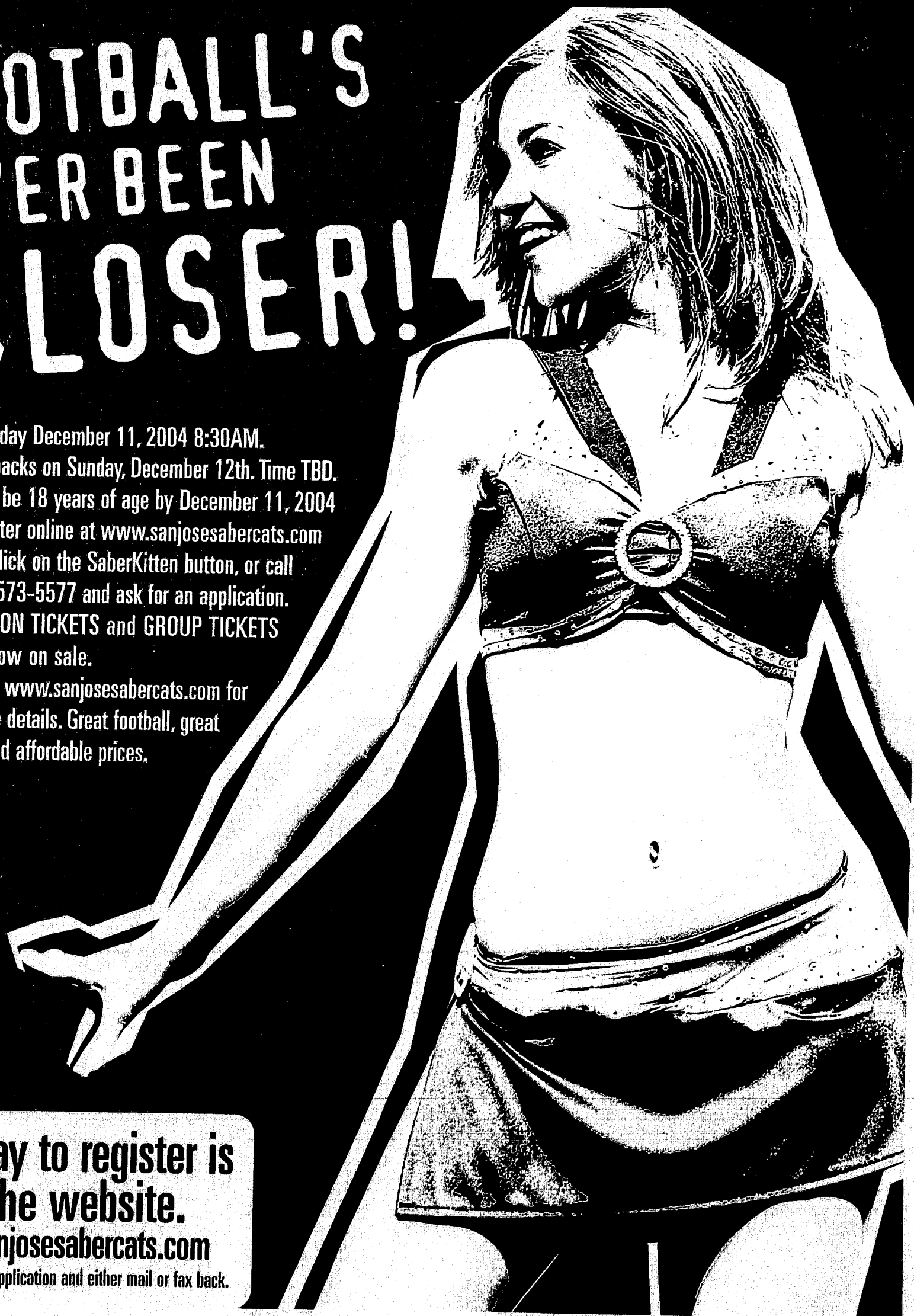
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SJSU, Chandler welcome change of season

By Kevin Yuen
Daily Staff Writer

Winning just six games last year, the Spartan men's basketball squad looks to improve its teamwork and grow as a group this season.

PREVIEW

Forward Marquin Chandler, the Spartans' leading scorer last year, said he is not concerned about what did or did not happen last season.

"It's always good being the underdog because it makes it better when you do achieve something," he said. "... I'm not saying you want to be the underdog all the time, but once you're the underdog and you do something special, it makes it that much better."

Chandler said the team improved by picking up six new hopeful recruits.

"We have a more complete team this season," he said. "Coach did a good recruiting job and got some key players to fill the gaps that we had."

Assistant coach Dennis Cutts said that in the last two years, the Spartans have been limited in the number of scholarship players they could pick up.

"So finally they've lifted that ban and we can have a full allotment of players," he said.

Cutts said by just being able to add more players, the team has improved.

"We've upgraded a lot of areas just by bodies and competition," he said. "We practice every day. I think that's a huge upgrade — that we have enough numbers to practice and to compete against each other."

In the past 17 years, the Spartans have had one winning season, Cutts said.

"So there's obviously a situation here, where we're trying to be successful," he said.

Cutts added that the WAC is probably the strongest it's ever been.

"This league right now is very strong and difficult," he said. "We feel like we've improved and upgraded — if we move up in this league, only time will tell."

Cutts said he thinks the character, toughness and work ethic of the team has been very good so far.

"We have a couple returning players you hope will step up," he said. "Obviously Marquin Chandler is our returning scorer. It's his third year in the program, and you just hope that he has grown and can step up."

Cutts added that a team leader has yet to surface.

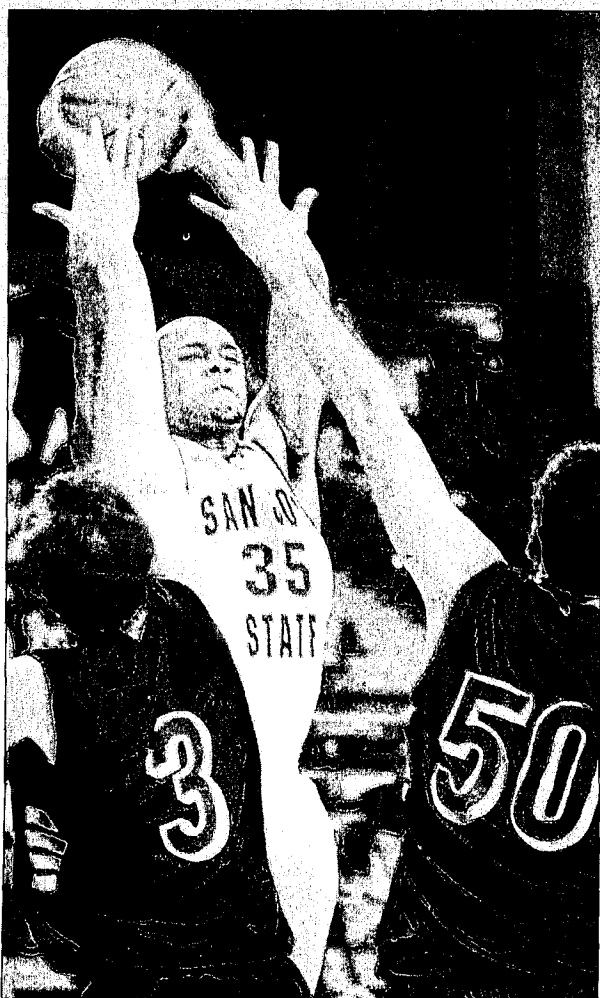
"Marquin (shows) leadership out of his ability," Cutts said. "Everybody knows he's probably one of our better, more talented players. Leadership is something some of these newer guys are looking to fill, and a leader has not yet emerged, but hopefully a leader will emerge."

Chandler said the team has filled up with players to account for last season's weaknesses.

"Last year we didn't have competition at every spot," he said. "This year we have that. It makes you better when you have a team that can match your intensity and match your ability."

Matt Misko, a 6-foot-11-inch center, is a promising player this year, Cutts said.

"Big man plays, my plays, in par-



Julia Weeks / Daily Staff

Azusa Pacific University players Lance Soderberg, left, and Brice Prather, right, attempt to block a jump shot by San Jose State University forward Marquin Chandler on Friday in the Event Center. The Spartans lost 66-48 in the exhibition match.

ticular, will be real key," said Misko, a transfer student from the College of the Sequoias. "I'm going to need to defend a lot of great guys."

Cutts said Misko has been improving his game since he began practicing with the Spartans.

"He's worked to make his body stronger, he's intelligent," he said. "His team concepts are very good."

Azusa Pacific 66, SJSU 48 (Friday)

The Spartans fell to Azusa Pacific University on Friday in the team's first contest of the season.

The match was an exhibition game, but still showed what the Spartans need to work on, head coach Phil Johnson said.

Johnson said from the team's performance on Friday, it needs to work on offense, defense, playing harder, rebounding the ball and posting up harder.

"Really just about every phase there is to this game we're going to go work on," he said.

Johnson credited the Cougars with an excellent shooting performance.

"We played against a team that won 35 games last year and they shoot the ball really well," he said. "They run their offense really well

and made a lot of shots and executed very well."

The Spartans, however, did not, Johnson said.

"I was disappointed that we shot the ball so poorly," he said. "I think we're playing a little too rushed and unpoised and we have to look to get a little better shot."

Johnson said that this was the first game with a bunch of new guys, which accounted for part of the poor performance.

"But there are a lot of things we still need to get better at," he said.

Johnson said that the loss does not set any sort of precedence for the season.

"It's one game, it's one exhibition game," he said.

Chandler said the goals of the squad this season include growing as a team.

"(We want to) get everybody on the same page," Chandler said, "because if you get everyone on the same page, everybody's there ready to go, and know what we need to do, that will win games by itself."

Misko added that it is too early to tell how the Spartans will fare this year.

"Right now I can't say what kind of record we'll have, but I just know we'll play as hard as we can to get wins," he said.

Women's basketball squad plans on playing 'team ball' in 2004-05

By Sara Spivey
Daily Staff Writer

The loss of the Spartan women's basketball team's top "weapons" to graduation last year has left the team without star players for the season and unsure of the outcome of tonight's exhibition game, said head coach Janice Richard.

PREVIEW

The Spartans will be without last year's senior leaders Cricket Williams, Tatiana Taylor and Teoma Taylor when they face the Bay Area Pro-Am at 7:30 p.m. tonight in the Event Center.

The Spartans have nine new players this season, four transfer students and five freshmen, and although Richard said she has high hopes for the new players, she expects the team to "take our lumps."

"We're still trying to put everything together," Richard said. "We'll see what we really need to work on."

The Spartans finished the 2003-04 season tied for sixth place in the Western Athletic Conference standings with a 16-13 overall record, but were picked to finish ninth out of the 10 WAC teams in the 2004-05 Pre-season WAC Coaches' Poll.

Richard said she was not surprised because the Spartans have so many new players.

"It's OK at the beginning of the season because none of the coaches know our new players," she said. "But it will be disappointing if we finish in ninth place."

Richard said she has eight or nine players she feels comfortable playing, but is still working on the starting lineup.

"If I had to pick right now I would put Erica McGlaston (at point guard), Jessica Kellogg (at shooting guard), Lamisha Augustine (at small forward), Amber Jackson (at power forward) and Nica Gemo (at center)," Richard said.

Richard said she expects junior Kristine Gleisberg, a transfer student from Ventura College, to move into the starting lineup at some point during the season, and is also expecting good things from freshmen Amber Jackson and Allania Reynolds.

"It's going to be interesting to see what happens," Richard said.

The team is looking to fifth-year seniors Kellogg and Augustine to be the leaders of this year's game, she said.

Kellogg, who returns to the Spartans this year after

missing most of last season due to an infection, said she feels ready for the role.

"I've been here for five years, and whether I like it or not I have to do it," she said.

The provisional starting lineup is still trying to "gel" and get a feel for each other, Kellogg said.

Kellogg said because of the loss of last year's star players Williams and Tatiana Taylor, the Spartans must learn to play a more team-based game this season.

"It's just a completely different team," she said, "because last year we had (Tatiana and Williams), and now this year we are forced to be a team."

McGlaston, a senior, said the best thing about the team is that the women are friends on and off the court.

"We don't get down on ourselves, and we're supportive," McGlaston said. "I think that's making up for a lot of the loss we had as far as experience."

She said the team is going to have to learn fast.

"Everyone that's new to the program ... they're going to have to step it up as though they've been here and done this before," she said.

One of the team's new players is a Spartan women's volleyball player, senior Kimberly Noble.

Noble said she wanted to play basketball for SJSU since her freshman year, but it conflicted too much with volleyball.

"I finished my four years of eligibility for volleyball here and I figured that I have five years, so why not play basketball now?" she said.

She said although volleyball is her "passion and heart," she loves basketball and has been playing since childhood.

"A lot of people don't know, but I've been playing basketball longer than volleyball," Noble said. "I've been playing basketball since sixth grade, and I didn't start volleyball until I was 16."

The Spartans will play their first official game of the 2004-05 season

on Friday against Sacramento State at 7 p.m. in the Event Center.

The Spartans will go up against Louisiana Tech University, which Kellogg and McGlaston said is their toughest opponent of the season, on Jan. 13, 2005 in Ruston, La., and again on Feb. 12, 2005 at SJSU.

The Spartans lost to La. Tech twice in the 2003-04 season.

"They lost a few good players this year as well, but their recruiting class is probably just as good as what they lost, so they are going to be a challenge," Kellogg said.

"Everyone that's new to the program ... they're going to have to step it up as though they've been here and done this before."

Erica McGlaston,
SJSU guard

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W.S. Merwin

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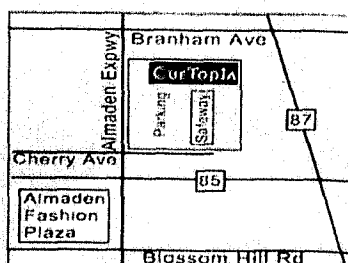
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Spartan hockey team enjoys success on So Cal trip

By Don Hoekwater
Daily Staff Photographer

ANAHEIM — The San Jose State University hockey team visited Southern California this past weekend, including a stop at Disney Ice in Anaheim to face an old nemesis.

The Spartans, ranked No. 4 in the west region, finished their trip on Saturday with a 3-2 overtime victory over the No. 7-ranked University of Southern California.

Sean Scarbrough smacked a wrist shot past Trojan goaltender Jeff Langille 50 seconds into the overtime period to give the Spartans the victory and a 2-0-1 record for the trip. On Thursday, SJSU defeated Long Beach State University 7-2, and on Friday the Spartans, at 14-1-1, and Trojans, at 6-8-1, fought to a 4-4 tie.

"This series was another war," SJSU head coach Ron Glasow said. "Every game with these guys is like that. USC is one of our biggest rivals and the games are always intense."

On Friday, the Spartans overcame a 3-0 third-period deficit to force the game into overtime.

The Spartans rallied back to tie the game at three. The comeback appeared for naught as the Trojans added a fourth goal with less than a minute left in the game. However, the Spartans were not to be denied as they knotted things up again with 10 seconds remaining in regulation. Neither team scored in overtime.

The roles were reversed for Saturday's game as SJSU jumped out to a 2-0 first period lead on goals by center Mason Nave and left wing Lonny Lovins. The Trojans cut the deficit to one in the second. They tied the score at two in the third.

The game did not end free of controversy. With less than a minute to go in the game, Spartan center Adam Dekeryl was given a five-minute major penalty for slashing. He



Don Hoekwater / Daily Staff

San Jose State University left wing Sean Scarbrough (18) celebrates the Spartans' 3-2 overtime win over the University of Southern California. Scarbrough scored the winning goal to lift SJSU's record on the season to 14-1-1.

took a swing at one of the USC players with his stick, missing the player but catching the attention of referee Brian Freidman, who immediately called the penalty.

As a result of taking a swing at a player, considered by rules as an intent to commit injury, Dekeryl also received a 10-minute game-misconduct penalty and was expelled

from the game, forcing SJSU to play the overtime period short-handed, four players against five.

"The refereeing in this game was horrible,"

Glasow said. "You don't call a five-minute major going into overtime — that was ridiculous, definitely a home job."

However, the Spartans appeared undaunted. Following the face-off to start the extra period the Trojans were able to take the puck into the Spartan zone. The Spartans quickly regained control and headed toward the USC end.

"I really don't remember how I got the puck at first," Scarbrough said. "I just passed it to Ray, he passed it back, and I put it in. It was awesome."

After the winning goal the entire Spartan team poured onto the ice and piled on each other right next to the USC net, as the Trojan players looked on.

"These games showed these kids can overcome adversity," Glasow said.

SJSU is behind Colorado State University, University of Colorado and Utah State in the latest American Collegiate Hockey Association west region poll. The Spartans received one first-place vote in the initial tally.

USC head coach Mark Wilbur was pleased with his team, and skeptical of the Spartans' high ranking.

"This series gave us a boatload of confidence," he said. "I'm not upset at all with this (Saturday's) loss, we have a good team and we showed that San Jose isn't better than us. I think we may actually move up in the rankings and they may move down."

Though USC has a losing record, they are a team that sneaked up on the Spartans.

"They are much better than their record states," SJSU assistant coach Martin Moody said. "They've had some injuries but are now at full strength. They showed during the series that they are a good team. They should move up to five or six in the rankings."

The Spartans return home this weekend with games on Friday and Saturday against Eastern Washington University.

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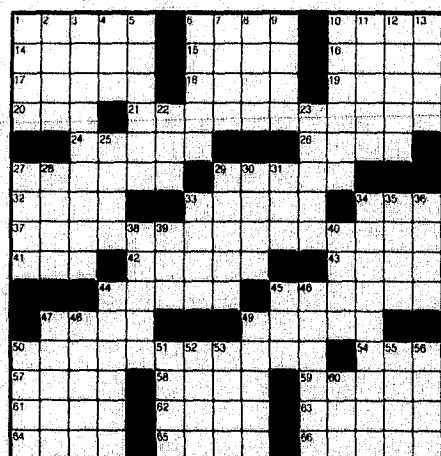
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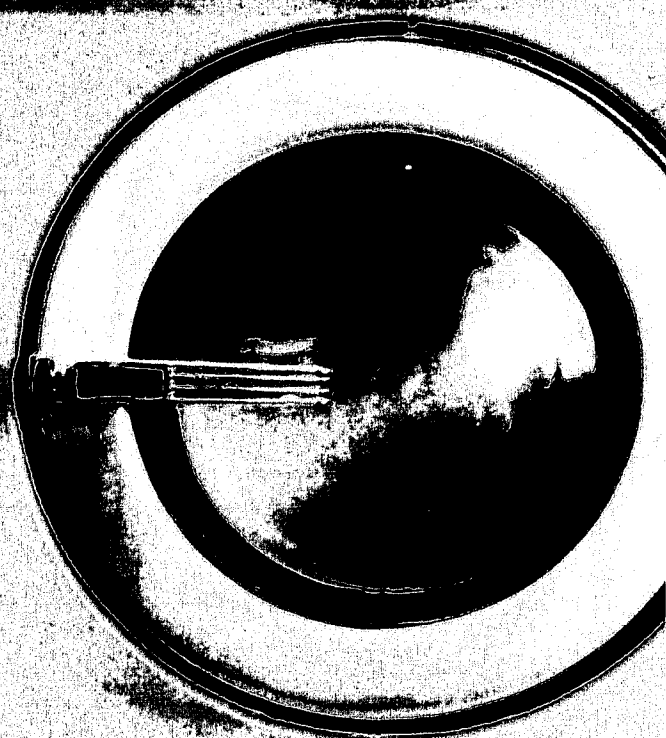
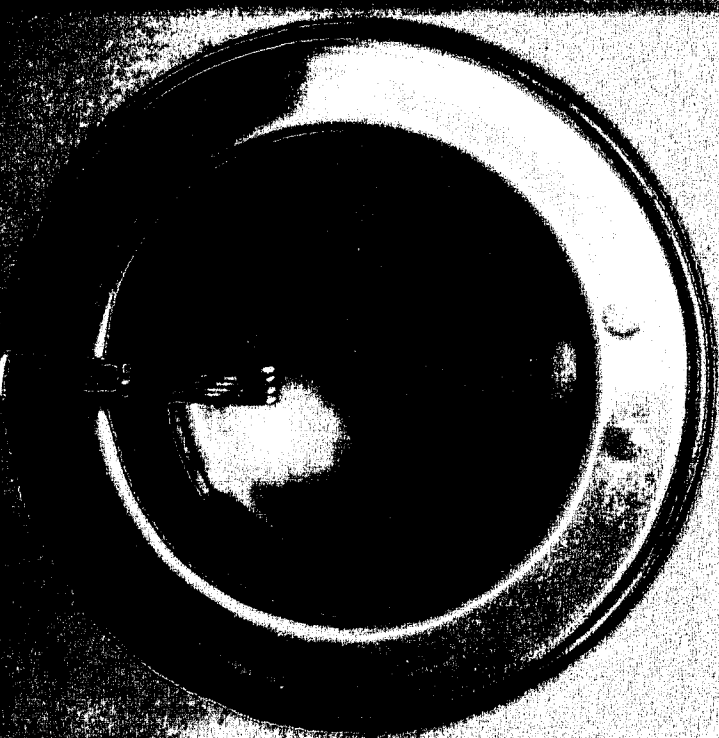
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